

during the massive and frequent Southern California wildfires.

I am also a proud cosponsor of H. Res 731, which was introduced by Congresswoman YVETTE CLARKE, and commends our first responders and local law enforcement.

These men and women are on the frontlines every day, preventing disasters, educating the public on preparedness, and assisting in response efforts.

I urge all Americans to continue the spirit of national preparedness month beyond September by taking an active role in making sure all of our families and communities are prepared for natural or man-made disasters.

#### HEAVEN HOLDS A PLACE—A TRIBUTE TO SENATOR EDWARD KENNEDY

#### HON. KENDRICK B. MEEK

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, September 30, 2009*

Mr. MEEK of Florida. Madam Speaker, I rise today with a poetic tribute penned by Albert Carey Caswell in honor of and in memory of a truly great American.

#### HEAVEN HOLDS A PLACE

Heaven holds a place!  
 For all of those whom have so held such faith!  
 Who, no matter how dark the days . . .  
 Somehow, always so kept pace!  
 Heaven holds a place!  
 For such men of love and grace . . .  
 Who all the while, somehow always kept their smile . . .  
 No matter the darkest of days!  
 All in what, they so faced . . .  
 Yes, Heaven so holds a place!  
 For men of peace, and of such grace!  
 Who have so fought for the poor, the sick, and the old each day!  
 Heaven, so holds a place!  
 For those who gave warmth, even though the wind's turned cold they faced . . .  
 For all those who have so loved children, our Lord God so holds a special place!  
 For a 77 year old man, who with the heart of a child who would stand . . .  
 Who somehow ever wore a smile!  
 Who touched all those around him, all the while!  
 Yes, Teddy . . . Heaven so holds a place!  
 For heroes like you, who had to wipe those tears from your face!  
 Holding a family together, with an of your courage and grace!  
 Yes, for you Ted . . . Heaven so holds a place!  
 For men who have so fallen from grace . . .  
 And, but asked for redemption, and so prayed and prayed . . .  
 As our Lord so heard you calling, calling night and day . . .  
 As such burdens, upon your own soul you placed!  
 As for redemption you so prayed!  
 Men who have taught love, not hate!  
 Why, Heaven so holds a place!  
 Who in the darkness cried out such tears, as the new day they faced . . .  
 For all those with hearts like of a lion . . .  
 Who for mankind, never stopped trying!  
 For you see, such things . . . time can not so erase!  
 And for such men, Heaven so holds a place!  
 In loving memory of Senator Edward M. Kennedy. May God bless you and your family . . .

#### INTRODUCING LEGISLATION AUTHORIZING THE FEDERAL TRADE COMMISSION TO CONDUCT INTERNATIONAL TECHNICAL ASSISTANCE ACTIVITIES

#### HON. EDOLPHUS TOWNS

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, September 30, 2009*

Mr. TOWNS. Madam Speaker, I am pleased today to join my friend and colleague from Kentucky, Congressman WHITFIELD, in introducing legislation authorizing the Federal Trade Commission to conduct international technical assistance activities.

On April 2, 2007, The Antitrust Modernization Commission, a non-partisan Commission established by an act of Congress, submitted a report to Congress and the President, containing a comprehensive set of recommendations for modernization of our nation's antitrust laws. Included in the report was a recommendation that Congress "provide budgetary authority, as well as appropriations, directly to the Federal Trade Commission and the Antitrust Division of the Department of Justice to provide international antitrust technical assistance."

While recognizing that progress has been made toward convergence, or standardization, of antitrust laws from country-to-country, in discussing the need for Congress to authorize and fund technical assistance activities, the Commission pointed to three primary reasons for the need of for a sustained technical assistance program. The Commission concluded that: "First, companies may be subject to conflicting and inconsistent laws, creating uncertainty as to the legal standards applicable to their business arrangements. Second, companies must comply with the procedural requirements of multiple jurisdictions, potentially increasing their costs significantly, particularly with respect to notification requirements for mergers. Third, different countries may ultimately impose different, and inconsistent, remedies with respect to the same conduct or transaction."

Technical assistance programming involves sending antitrust experts from U.S. agencies with institutional expertise in the regulation and enforcement of antitrust laws to foreign capitols to provide guidance and consultation to their foreign counterparts in the development, implementation and enforcement of antitrust law.

As noted in the Antitrust Modernization Commission Report, "the DoJ and FTC provide extensive technical assistance to nascent competition law regimes." Funding for such technical assistance programming is derived from USAID. USAID, a foreign aid agency of the Department of State, has as its mission to foster democracy, economic growth and human health in developing nations through a variety of means, including food aid, infrastructure construction, training, and technical assistance across a number of public policy and legal areas, including competition policy. As the Commission notes, "FTC and DoJ requests for limited USAID funding to support antitrust training efforts accordingly compete with others' demands for basic needs such as food and healthcare support."

As a result of these competing demands, technical assistance funding to DoJ and the

FTC is severely limited and inconsistent from year-to-year. The limited and inconsistent nature of USAID funding for technical assistance presents unique challenges for the agencies involved. According to a University of Missouri study by D. Daniel Sokol and Kyle W. Stiegert, entitled "An Empirical Evaluation of Long Term Advisors and Short Term Interventions in Technical Assistance" there are generally two types of technical assistance activities, long term advisors (LTA) and short term interventions (STI). "LTAs are advisors that spend an extended time period working in-country with a recipient antitrust agency. STIs are technical assistance interventions based on a "discrete set of issues including concentrated programs that simulate investigations of competition cases, training for judges, or other inputs." Both approaches involve the commitment of highly skilled and specialized agency staff. Absent a clear and dedicated funding source for technical assistance activities, agencies are reluctant to commit such resources to building out a robust technical assistance program and to dedicate staff to technical assistance activities.

There are other limitations inherent in USAID as the funding source for technical assistance activities that are driven primarily by the mission and foreign aid restrictions placed on the agency. By definition, USAID's mission is to work with emerging democracies and economies. While this mission is important, the countries that receive foreign assistance from USAID, including technical assistance training in whatever form, generally are not those where U.S. businesses are increasingly encountering problems with domestic barriers to entry for trade—countries such as Brazil, India, South Korea and China, which are deemed to be too developed to qualify for USAID assistance. China exemplifies another limitation on use of USAID funding for technical assistance. Because of the nature of Chinese government, it is illegal to provide US foreign aid to China. As a result, even if USAID was inclined to provide funding for technical assistance programming in China, it would be prohibited by law from doing so.

With the rapid proliferation of antitrust enforcement regimes around the globe, the future of international commerce is no longer about classic market access issues like tariffs and quotas. The debate is increasingly about divergent regulations and other so-called "in-country barriers" to trade. These in-country barriers to entry make it increasingly difficult for U.S. companies to compete effectively around the world. While technical assistance training, alone, will not solve these highly complex problems, its approach, based on trust building, education and cooperation, represents one very important tool to addressing the challenge of international standardization of antitrust laws and competition policy regimes.

#### HONORING THE FORT WORTH ZOO ON ITS 100TH ANNIVERSARY

#### HON. KAY GRANGER

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, September 30, 2009*

Ms. GRANGER. Madam Speaker, I rise today to recognize the 100th anniversary of the Fort Worth Zoo, the oldest zoo in Texas.

This nationally renowned zoological park opened in Trinity Park in 1909 with just two bears, a lion, a coyote, an alligator, a peacock, and a few rabbits. Today, it is home to over 5,000 exotic and native animals.

The Zoo moved to its present home in Forest Park in 1912 after flooding from the Trinity River killed all of the animals. The first permanent structure was built to house Queen Tut, the Zoo's first Asian elephant.

The Zoo's early years saw many changes. In 1924, amusement rides were added. This included the Zoo train, which is still in use today. Throughout the 1930s, many improvements were made to include additional exhibits. In the 1940s, another elephant was added, as well as a hippo. The 1950s brought exciting changes. The Zoo not only formed the Fort Worth Zoological Association, but the aquarium opened with 100 tanks and 400 species. The herpetarium was added in 1960. The 1980s and 1990s included the opening of the Asian elephant breeding facility, the World of Primates, Asian Falls, and numerous exhibits featuring animals such as penguins, meerkats, koalas, and flamingos. The eight-acre Texas Wild! Complex opened in 2001 and showcases seven separate exhibits with animals that are all native to our great state.

The future is bright with the planned Museum of Living Art, which will house amphibians and reptiles. It will also serve as an educational facility so that visitors can learn about wildlife conservation.

All of these incredible additions have made the Fort Worth Zoo one of the most popular attractions locally, as well as a destination for people from across the United States.

Madam Speaker, it is my honor to recognize the Fort Worth Zoo on its 100th anniversary and to offer my sincere congratulations to an outstanding facility and its staff that have provided countless memories to children and adults over the years.

**A PROCLAMATION HONORING  
ZACK BAKER FOR WINNING THE  
BOYS' DIVISION III STATE BASE-  
BALL CHAMPIONSHIP**

**HON. ZACHARY T. SPACE**

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, September 30, 2009*

Mr. SPACE. Madam Speaker:

Whereas, Zack Baker showed hard work and dedication to the sport of baseball; and

Whereas, Zack Baker was a supportive team player; and

Whereas, Zack Baker always displayed sportsmanship on and off of the field; now, therefore, be it

Resolved, that along with his friends, family, and the residents of the 18th Congressional District, I congratulate Zack Baker on winning the Boys' Division III State Baseball Championship. We recognize the tremendous hard work and sportsmanship he has demonstrated during the 2008–2009 baseball season.

**RECOGNIZING THE NIGHT  
MINISTRY**

**HON. MIKE QUIGLEY**

OF ILLINOIS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, September 30, 2009*

Mr. QUIGLEY. Madam Speaker, I rise today in recognition of The Night Ministry and their Response Ability Pregnant and Parenting Program, a program that is devoted to providing supportive services to pregnant and parenting homeless teens to strengthen family support systems, reduce subsequent pregnancies, keep teens in school, improve parenting skills and increase the safety and stability in their living situations.

The Night Ministry's RAPP Program is this year's recipient of the Healthy Teen Network's National Outstanding Emerging Innovation Program Award. This award is given out annually to a program that has demonstrated commitment to the prevention of teen pregnancy or excellence in teen pregnancy and parenting services. The RAPP Program assists teen parents while focusing on both short- and long-term goals such as medical and mental health care, acquiring stable housing, vocational training, accessing public aid and general assistance by offering services in the community and at the eight-bed, eight-crib Open Door Shelter in Lake View.

The Night Ministry's RAPP Program assists homeless teens while they deal with the stresses and strains of pregnancy and parenting. I am proud to recognize the hard work, ingenuity and charity of The Night Ministry as the RAPP Program continues to improve teenager's lives and the prospects of their futures.

**ACORN DESERVES EQUAL JUSTICE  
UNDER THE LAW**

**HON. CAROLYN C. KILPATRICK**

OF MICHIGAN

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, September 30, 2009*

Ms. KILPATRICK of Michigan. Madam Speaker, I oppose the final version of the Legislative Branch Appropriations bill, which includes language that would ban funding for the Association of Community Organizations for Reform Now (ACORN). While ACORN has fallen under media scrutiny for actions reported by the media, no criminal charges have been filed against ACORN, no indictment has been reached against ACORN, and no trial by jury has taken place regarding ACORN.

I support an investigation of ACORN, and ACORN has already moved forward with an objective, unbiased investigation of these allegations. Instead of acting on factual data, Congress is reacting based on media reports of alleged wrongdoing. All Americans have the presumption of innocence. With this vote, Congress has ignored this presumption, and the Constitution, as well. This vote against ACORN—or any liberal, conservative, or independent organization without merit—is wrong. In these economically and socially difficult times, Congress must utilize leadership, reason, sense, and sanity. This vote is not sound leadership, and it is not what the American people expect or need.

Congress should not, and must not, start punishing individuals, businesses, or groups

without a fair trial. Congress must not assume guilt based on media reports, Internet chat rooms, or anything less than a complete and full investigation of the facts by the appropriate law enforcement agency. Some Members of Congress have even questioned the Constitutionality of Congress' refusing funds to inflict punishment on individuals without a fair trial. While I am not an expert on the Constitution, I do know that we must protect the rights of all individuals. The language in this bill, which would ban federal funds for ACORN for the length of any Continuing Budget Resolution, is wrong. It is wrong to punish organizations or individuals without a trial, and it is wrong because it totally obscures the good work that groups like ACORN have done for years. It is wrong because Congress must lead and not follow.

ACORN has operated for almost 20 years fighting for poor people. The organization has registered voters and attained housing for low income individuals and families.

This vote sets a very chilling precedent of acting first and asking questions or investigating later. I do not know the merits, or lack thereof, of ACORN's alleged wrongdoing. I do know that when Congress acts without the complete set of facts and does not consider the ramifications that this precedent sets, it hurts all Americans.

**A PROCLAMATION HONORING  
TREY PORTER FOR WINNING  
THE BOYS' DIVISION III STATE  
BASEBALL CHAMPIONSHIP**

**HON. ZACHARY T. SPACE**

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, September 30, 2009*

Mr. SPACE. Madam Speaker:

Whereas, Trey Porter showed hard work and dedication to the sport of baseball; and

Whereas, Trey Porter was a supportive team player; and

Whereas, Trey Porter always displayed sportsmanship on and off of the field; now, therefore, be it

Resolved, that along with his friends, family, and the residents of the 18th Congressional District, I congratulate Trey Porter on winning the Boys' Division III State Baseball Championship. We recognize the tremendous hard work and sportsmanship he has demonstrated during the 2008–2009 baseball season.

**EXPRESSING CONDOLENCES AND  
CELEBRATING THE LIFE OF  
JUDGE JERRY BUCHMEYER**

**HON. EDDIE BERNICE JOHNSON**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, September 30, 2009*

Ms. EDDIE BERNICE JOHNSON of Texas. Madam Speaker, I rise today to honor a trailblazing legal mind that changed the face of public housing and city elections, The Honorable Jerry Buchmeyer.

Judge Buchmeyer, a retired U.S. District judge, was first appointed to the bench by President Jimmy Carter in 1979. His unwavering pursuit of fairness, in spite of the discriminatory practices that prevailed during this era,